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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Robert Frigg  
Serial No.: 10/735,854  
Filed: December 16, 2003  
For: OSTEOSYNTHETIC IMPLANT WITH AN  
EMBEDDED HINGE JOINT

Confirmation No.: 3166  
Art Unit: 3733  
Examiner: Richard R. Shaffer  
Attorney Docket No: 8932-894-999

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the outstanding Office Action mailed December 27, 2006,  
which did not address the merits of the application, but required restriction under 35 U.S.C.  
§ 121, please consider the following remarks.

**Remarks** begin on page 2 of this paper.